

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

Plaintiff,

v.

AGNES F. NOLAN, in her personal capacity, and
AGNES F. NOLAN, as personal representative for
the estate of RICHARD E. NOLAN, deceased,

Defendants.
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NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the Memorandum of Law in Opposition to Defendants' Motion to Dismiss and in Support of Plaintiffs' Motion to Extend the Time for Service *Nunc Pro Tunc*, and the accompanying Declaration of Serrin Turner, the United States of America ("the Government"), by its attorney, Michael J. Garcia, United States Attorney for the Southern District of New York, will move this Court for an extension of the time for service *nunc pro tunc* until February 27, 2008, pursuant to Federal Rule of Civil Procedure 4(m).

Dated: New York, New York
May 22, 2008

MICHAEL J. GARCIA
United States Attorney for the
Southern District of New York
Attorney for Plaintiff

By: /s/ Serrin Turner
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